

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
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Group Art Unit: 2614

Serial Number: 10/562,343

Examiner: NGUYEN, Phung
Hoang Joseph

Filing Date: 09 August 2006

Confirmation No: 4122

Title: Services and Transactions in a Telephony Network

FILED ELECTRONICALLY ON: 19 October 2011

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97

The attached Information Disclosure Statement, along with form PTO/SB/08 and, any required copies of listed publications, are submitted under 37 CFR §§1.56, and 1.97-1.98.

This is also a request that the Examiner review the information provided, make the information of record in this application, and initial and return the attached PTO/SB/08 as provided for by MPEP §609.

Please note that Applicant(s) hereby reserve the right to establish the patentability of any claims in this application invention over any of the information cited in this Statement, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for any teachings purportedly offered.

Kindly also note that this Information Disclosure Statement is not intended to represent that a search has been made or that the information cited in the Statement is, or is considered to be, prior art or material to patentability as defined in 37 CFR §1.56.

A. ☐ **IDS within 3 months of filing or before First Office Action (37 CFR §1.97(b))**

This Information Disclosure Statement should be considered by the Patent Office because:

- ☐ It is being filed within 3 months of the filing date of a national application and is other than a continued prosecution application under 37 CFR §1.53(d);
or
- ☐ It is being filed within 3 months of entry of the national stage of a PCT international application;
or
- ☐ It is being filed before the mailing of a first Office action on the merits;
or
- ☐ It is being filed before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR §1.114.

B. ☒ **IDS after First Office Action, but before Final Office Action or Allowance (37 CFR §1.97(c))**

This Information Disclosure Statement should be considered because, even though it is being filed after the period specified in 37 CFR §1.97(b), it is filed before the mailing date of the earlier of (1) a final office action under 37 CFR §1.113, (2) a notice of allowance, or (3) an action that otherwise closes prosecution on the merits, and it is accompanied by one of:

- ☐ a statement as specified in 37 CFR §1.97(e);
or
- ☒ a fee of \$180.00 as set forth in 37 CFR §1.17(p) authorized below, enclosed, or included with the payment of other papers filed together with this Statement.

C. ☐ **IDS after Final Office Action or Allowance, but before Issue Fee (37 CFR §1.97(d))**

This Information Disclosure Statement should be considered because, even though it is being filed after the mailing date of the earlier of (1) a final office action under 37 CFR §1.113 or (2) a notice of allowance under 37 CFR §1.311, it is being filed before payment of the issue fee and is accompanied by:

- ☐ a statement as specified in 37 CFR §1.97(e);
and
- ☐ a fee of \$180.00 as set forth in 37 CFR §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this Statement.

D. ☐ **Statement or its equivalent under 37 CFR §1.97(e)**

- ☐ A statement is provided herewith to satisfy the requirement under 37 CFR §1.97(c);
and/or
- ☐ A statement is provided herewith to satisfy the requirement under 37 CFR §1.97(d);
and/or

- ☐ A copy of a dated communication from a foreign patent office showing that this Information Disclosure Statement is being submitted within 3 months of the filing date on the communication and is being provided in lieu of a statement under 37 CFR §1.97(e)(1) as provided for under MPEP 609.04(b) V.

E. ☐ **Statement under 37 CFR §1.704(d)**

Each item of information contained in this Information Disclosure Statement was first cited in a communication, from a foreign patent office in a counterpart application, that was received by an individual designated in §1.56(c) not more than thirty (30) days prior to the filing of this Information Disclosure Statement. This statement is made under 37 CFR §1.704(d) to avoid reduction of the period of adjustment of the patent term for Applicant(s) delay.

F. ☒ **Copies of documents being submitted under 37 CFR §1.98(a)(2)**

The content of the Information Disclosure Statement is as follows:

- ☐ Copies of each of the references listed on the attached Form PTO/SB/08 are enclosed herewith.
- or
- ☒ Copies of U.S. Patent Documents (issued patents and patent publications) listed on the attached Form PTO/SB/08 are NOT enclosed.
- and/or
- ☒ Copies of Foreign Patent Documents and/or Non Patent Literature Documents listed on the attached Form PTO/SB/08 are enclosed as specified in 37 CFR §1.98 (a)(2).
- and/or
- ☐ Copies of pending unpublished U.S. patent applications are enclosed as specified in 37 CFR §1.98(a)(2)(iii).

G. ☒ **Submission of non English language documents under 37 CFR §1.98(a)(3)**

The Information Disclosure Statement includes non-English patents and/or references.

- ☒ Under 37 CFR §1.98(a)(3)(i), a concise explanation of the relevance of each patent, publication or other information, not in English, is provided.
- ☒ Under MPEP 609(B), an English language copy of a foreign search report is submitted herewith to satisfy the requirement for a concise explanation where non-English language information is cited in the search report.
- or
- ☐ A concise explanation of the relevance of each patent, publication or other information provided that is not in English is as follows: _____
- ☒ Under 37 CFR §1.98(a)(3)(ii), a copy of a translation, or a portion thereof, of the non-English language reference(s) is provided.

H. ☐ **Copies of documents not provided under 37 CFR §1.98(d)**

Copies of patents, publications and pending U.S. patent applications, or other information specified in 37 CFR §1.98(a) are not provided herewith because:

- ☐ Under 37 CFR §1.98(d)(1) the information was previously submitted in an Information Disclosure Statement for another application under which this application claims priority for an earlier effective filing date under 35 U.S.C. 120.
- Application in which the information was submitted: _____
 - Information Disclosure Statement(s) filed on: _____

AND

- ☐ The information disclosure statement submitted in the earlier application complied with paragraphs (a) through (c) of 37 CFR §1.98.

I. ☒ **Fee Authorization**

The Commissioner is hereby authorized to charge the above-referenced fees of \$180.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 180582.

Respectfully submitted,
/Craig P. Opperman/ 37,078

October 19, 2011
Dated: _____

Craig P. Opperman
By: _____

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